

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Mercury Telecom, Inc. for a Certificate of Public Convenience and Necessity to Provide Resold and Limited Facilities-Based Local Exchange and Interexchange Telecommunications Services Within California.

Application 04-05-033
(Filed May 18, 2004)

**ADMINISTRATIVE LAW JUDGE'S RULING
GRANTING APPLICANT'S MOTION FOR LEAVE TO FILE
CONFIDENTIAL MATERIALS UNDER SEAL AND GRANTING
A LIMITED PROTECTIVE ORDER**

Good cause appearing, **IT IS RULED** that:

1. The motion of Mercury Telecom, Inc. (Mercury), for leave to file confidential documents under seal and for a limited protective order, filed on May 18, 2004, is granted to the extent set forth below.
2. Mercury's documents, which have been identified as Exhibit 6 to the application and have been filed under seal as an attachment to the motion for leave to file confidential materials under seal, shall remain under seal for a period of two years from the date of this ruling; and during that period, the information shall not be made accessible or disclosed to anyone other than Commission staff except on the further order or ruling of the Commission, the Assigned Commissioner, the assigned Administrative Law Judge (ALJ), or the ALJ then designated as Law and Motion Judge.

3. If Mercury believes that further protection of this information is needed after two years, Mercury may file a motion stating the justification for further withholding the information from public inspection, or for such other relief as the Commission Rules may then provide. This motion must be filed no later than 30 days before the expiration of this protective order.

Dated July 14, 2004, at San Francisco, California.

/s/ MYRA J. PRESTIDGE

Myra J. Prestidge
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Granting Applicant's Motion for Leave to File Confidential Materials Under Seal and Granting a Limited Protective Order on all parties of record in this proceeding or their attorneys of record.

Dated July 14, 2004, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.